THE HONOURABLE SRI JUSTICE GODA RAGHURAM

WRIT PETITION No. 10900 of 2006.

DATED: 6-12-2006

Between:

Karuturi Venkata Narayana and others

…petitioners

and

The District Collector,
West Godavari Dist. and another.

…Respondents.

THE HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.No.10900 of 2006.

Oral order:

The petitioners assail the proposal by the State through the respondents for acquisition of their lands in Vadapalli Village, kovvur Mandal, West Godavari District for providing house sites for landless poor persons belonging to the weaker sections,under the "Indiramma Scheme". Urgency clause under Section 17 of the Land Acquisition Act, 1894 (for short 'the Act') was invoked and the salutary enquiry under Section 5-A of the Act is dispensed with.

It is now represented by the learned counsel for the petitioners that the respondents are proceeding to conduct an enquiry under Section 5-A of the Act and have issued a notice to the petitioners calling for their objections.

In the circumstances, the writ petition is disposed of directing the respondents to issue notice under Section 5-A of the Act, under registered post with acknowledgment due soliciting their objections; consider the objections lodged by the petitioners, if any, within the time notified; a decision thereon shall be taken by the competent authority under Section 5-A of the Act and the decision shall be communicated to the petitioners by registered post with acknowledgment due. Till then the petitioners shall not be dispossessed and further proceedings under the Act shall be taken up for acquisition of the land only thereafter.

The writ petition is disposed of as above, after hearing the learned Government Pleader for the Land Acquisition. No order as costs.

GODA RAGHURAM, J

6th December, 2006.
GRR